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P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450  
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SUGHRUE MION, PLLC  
2100 PENNSYLVANIA AVENUE, N.W.  
SUITE 800  
WASHINGTON, DC 20037

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**OFFICE OF PETITIONS**

In re Application of :  
Tomalia, et. al : DECISION ON PETITION  
Application No. 10/689,503 :  
Filed: October 9, 2003 :  
Docket No.: 60208d :

This is a decision on the renewed petition under 37 C.F.R. § 1.137(b), filed September 5, 2006.

The petition is hereby **GRANTED**.

This application became abandoned for failure to timely submit a proper reply to the final Office action mailed September 3, 2005. Notice of Abandonment was mailed February 7, 2006. A petition under 37 CFR 1.137(b) was filed March 21, 2006 and dismissed April 27, 2006.

A grantable petition pursuant to 37 C.F.R. § 1.137(b) must be accompanied by: (1) the required reply to the outstanding Office action or notice, unless previously filed; (2) the petition fee as set forth in 37 C.F.R. § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee set forth in 37 C.F.R. § 1.20(d)) required pursuant to 37 C.F.R. § 1.137(c).

The instant petition has been reviewed and found in compliance with the provisions of 37 C.F.R. § 1.137(b). Accordingly, the failure to timely submit a proper reply to the Notice is accepted as having been unintentionally delayed.

The instant petition has been reviewed and found in compliance with the provisions of 37 CFR 1.137(b). Accordingly, the failure to timely submit a proper reply to the final Office action mailed March 29, 2004 is accepted as having been unintentionally delayed.

The above-identified application is being revived solely for purposes of continuity. As continuity has been established by this decision reviving the application, the application is again abandoned in favor of the continuation application 11/384,910, filed March 21, 2006.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.

A handwritten signature in cursive script, appearing to read "Alesia M. Brown".

Alesia M. Brown  
Petitions Attorney  
Office of Petitions